

Attorney Docket No. 10113041

PATENTDate: **October 10, 2003**22278 U.S.P.T.O.
10/684108

101003**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s):

Feng-Yi CHEN

For (title):

MARKS AND METHOD FOR MULTI-LAYER ALIGNMENT**1. Type of Application**

This new application is for a(n)

Regular utility (nonprovisional)
 Design
 Plant

 Divisional
 Continuation
 Continuation-in-part (C-I-P).

2. Benefit of Prior U.S. Application(s) (35 U.S.C. §§ 119(e), 120, or 121)

The new application being transmitted claims the benefit of prior U.S. application(s).
Enclosed are ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE
BENEFIT OF PRIOR U.S. APPLICATION(S) CLAIMED.

3. Papers Enclosed

A. Required for filing date under 37 C.F.R. § 1.53(b) (Regular) or 37 C.F.R. 1.153 (Design) Application

9 Page(s) of specification

2 Page(s) of claims

10 Sheet(s) of drawing

The enclosed drawing(s) are photograph(s).

The enclosed drawing(s) are in color. Three (3) sets of color drawings and a "PETITION TO ACCEPT COLOR DRAWING(S)" are attached. 37 C.F.R. §§ 1.84(a)(2) and 1.84(b).

Formal

Informal

B. Other papers enclosed

2 Page(s) of declaration (**including power of attorney**)

1 Page(s) of abstract

Other:

4. Additional Papers Enclosed

Amendment to claims

Cancel in this application claims _____ before calculating the filing fee. (At least one independent claim must be retained for filing purposes).

Add the claims shown on the attached amendment. (Claims added have been numbered consecutively following the highest numbered original claims.)

Preliminary Amendment

Information Disclosure Statement (37 C.F.R. § 1.98)

Form PTO-1449 (PTO/SB/08A and 08B)

Citations

Authorization of Attorney(s) to Accept and Follow Instructions from Representative

Return Receipt Postcard in accordance with MPEP 503

Verified Statement Claiming Small Entity Status (37 C.F.R. § 1.27)

Other:

5. Declaration or Oath (including power of attorney)

Enclosed, executed by

inventor(s).

legal representative of inventor(s). 37 C.F.R. §§ 1.42 or 1.43.

joint inventor or person showing a proprietary interest on behalf of inventor who refuses to sign or cannot be reached.

This is the petition required by 37 C.F.R. § 1.47 and the statement required by 37 C.F.R. § 1.47 is also attached. See item 12 below for fee.

Not Enclosed

Application is made by a person authorized under 37 C.F.R. § 1.41(c) on behalf of all the above named inventor(s).

Showing that the filing is authorized.
(Not required unless called into question. 37 C.F.R. 1.41(d))

6. Language

English

Non-English

— The attached translation includes a statement that the translation is accurate.

— 37 C.F.R. § 1.52(d).

7. Assignment

An assignment of the invention to: **Nanya Technology Corporation**

is attached. A separate RECORDATION FORM COVERSHEET is also attached.

will follow.

This is a continuation division application and the assignment for the parent application was recorded on .

Reel _____
Frame

8. Foreign Priority Claim (35 U.S.C. § 119(a)-(d)) and Certified Copy

Certified copy(ies) of application(s)

| | | |
|---------|------------|-----------|
| Taiwan | 91132929 | 11/8/2002 |
| Country | Appln. No. | Filed |
| Country | Appln. No. | Filed |

from which priority is claimed

 is (are) attached. will follow.**9. Request for International-Type Search (37 C.F.R. § 1.104(d))** Please prepare an international-type search report for this application at the time when national examination on the merits takes place.**10. Assertion of Small Entity Status** Applicant hereby asserts status as a small entity under 37 C.F.R. § 1.27.**11. Fee Calculation**A. Regular utility application

| | Number filed | CLAIMS AS FILED | | | Rate | Basic Fee 37 C.F.R. § 1.16(a) |
|---|--------------|-----------------|---|---|------|-------------------------------|
| | | Number Extra | | | | |
| | | | | | \$ | 770 |
| Total Claims (37 C.F.R. § 1.16(c)) | 5 | -20 = | 0 | x | 18 | \$ 0 |
| Independent Claims (37 C.F.R. § 1.16(b)) | 3 | -3 = | 0 | x | 86 | \$ 0 |
| Multiple Dependent Claim(s) (37 C.F.R. § 1.16(d)) | 0 | | | + | 290 | \$ 0 |

 Amendment canceling extra claims is enclosed. Amendment deleting multiple-dependencies is enclosed. Fee for extra claims is not being paid at this time.Filing Fee Calculation \$ 770B. Design application (37 C.F.R. 1.16(f))

Filing Fee Calculation \$ _____

C. Plant application (37 C.F.R. 1.16(g))

Filing Fee Calculation \$ _____

12. Fee Payment Being Made at This Time

Not Enclosed
 _____ No filing fee is to be paid at this time

Enclosed

| | |
|--|---------------|
| <input checked="" type="checkbox"/> Filing Fee | \$ <u>770</u> |
| <input checked="" type="checkbox"/> Recording assignment (37 C.F.R. 1.21(h)) (See attached RECORDATION FORM COVERSHEET.) | \$ <u>40</u> |
| <input type="checkbox"/> Petition fee for filing by other than all the inventors or person on behalf of the inventor where inventor refused to sign or cannot be reached (37 C.F.R. §§ 1.47 and 1.17(i)) | \$ _____ |
| <input type="checkbox"/> For processing an application with a specification in a non-English language (37 C.F.R. §§ 1.52(d) and 1.17(k)) | \$ _____ |
| <input type="checkbox"/> Processing and retention fee (37 C.F.R. §§ 1.53(d) and 1.21(l)) | \$ _____ |
| <input type="checkbox"/> Fee for international-type search report (37 C.F.R. 1.21(e)) | \$ _____ |

Total Fees Enclosed \$ 810**13. Method of Payment of Fees**

Attached is a check in the amount of \$ _____

Authorization is made to charge the amount of \$ 810
 to Deposit Account No. 502447.
 to the Credit card as shown on the attached credit card information authorization form PT-2038.

14. Authorization to Charge Additional Fees

Authorization is made to charge any additional fees which may be required under 37 C.F.R. 1.16 (filing fees and the presentation of extra claims) and 37 C.F.R. 1.17 (application processing fees) to Deposit Account No. 502447.

15. Instruction as to Overpayment

X Please credit overpayment to Deposit Account No. 502447.

Please send correspondence to:

Quintero Law Office
1617 Broadway, 3rd Floor
Santa Monica, California 90404

Telephone: (310) 401-6180
Facsimile: (310) 401-6185

Respectfully submitted,



Nelson A. Quintero
Attorney for Applicant
Reg. No. 52,143
Customer No. 34,283 (please enter this data)

P102051CP

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Inventors: Feng-Yi CHEN

Title: MARKS AND METHOD FOR MULTI-LAYER ALIGNMENT

Date: October 10, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**FEE DESCRIPTION TO ACCOMPANY LETTER TO PTO
CONTAINING DEPOSIT ACCOUNT ORDER FOR STATUTORY FEES**

This fee description is filed in duplicate, with respect to the request for a deposit account charge in the attached new case transmittal.

| | |
|---|---------------|
| A. <input checked="" type="checkbox"/> Filing Fee | \$ <u>770</u> |
| B. <input checked="" type="checkbox"/> Recording assignment (37 C.F.R. 1.21(h)) (See attached RECORDATION FORM COVERSHEET.) | \$ <u>40</u> |
| C. <input type="checkbox"/> Petition fee for filing by other than all the inventors or person on behalf of the inventor where inventor refused to sign or cannot be reached (37 C.F.R. §§ 1.47 and 1.17(i)) | \$ _____ |
| D. <input type="checkbox"/> For processing an application with a specification in a non-English language (37 C.F.R. §§ 1.52(d) and 1.17(k)) | \$ _____ |
| E. <input type="checkbox"/> Fee for international-type search report (37 C.F.R. 1.21(e)) | \$ _____ |

Total fee charge \$ 810

Authorization is made to charge the amount of US\$810 to Deposit Account No. 502447.

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**PLEASE NOTE THAT THIS APPLICATION IS
ASSOCIATED WITH A CUSTOMER NUMBER. PLEASE
INPUT THE CUSTOMER NUMBER LOCATED BENEATH
THE SIGNATURE LINE OF THE ATTORNEY.**

THANK YOU